

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

KASSI R AKEENS

Claimant

APPEAL NO. 12A-UI-14060-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

MANPOWER INTERNATIONAL INC

Employer

OC: 01/15/12

Claimant: Respondent (2-R)

Section 96.5-1 – Voluntary Quit
Section 96.3-7 – Overpayment of Benefits

STATEMENT OF THE CASE:

The employer appealed an unemployment insurance decision dated November 16, 2012, reference 03, that concluded the claimant had completed her temporary work assignment. A telephone hearing was held on January 4, 2013. The claimant failed to participate in the hearing. Chris Grego participated in the hearing on behalf of the employer.

ISSUE:

Did the claimant voluntarily quit employment without good cause attributable to the employer?

FINDINGS OF FACT:

The employer is a staffing company that provides workers to client businesses on a temporary or indefinite basis. The claimant has worked for the employer since September 2011. Her last assignment was working full time at Pioneer Hybrid from August 28, 2012, to October 17, 2012.

On October 17, 2012, the claimant informed the staffing specialist that she was mentally unable to work because her fiancé had died in a car accident and she was quitting her job. There was continuing work available at the time she quit her employment.

The claimant failed to provide a telephone number at which she could be reached for the hearing and did not participate in the hearing. She called at 11:50 a.m. and admitted she had not followed the instructions on the hearing notice that required her to call in and provide her telephone number and was waiting for a call from someone with the Appeals Section.

REASONING AND CONCLUSIONS OF LAW:

The first issue is whether the hearing should be reopened. The rules provide that a claimant who fails to read and follow the instructions on the hearing notice regarding the call-in procedure has not shown good cause to reopen the hearing. 871 IAC 26.14(7).

The next issue in this case is whether the claimant voluntarily quit employment without good cause attributable to the employer.

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer. Iowa Code § 96.5-1. 871 IAC 24.25(2)

The claimant's reason for quitting is understandable but this reason for quitting employment does not meet the definition of good cause attributable to the employer found in the unemployment insurance law.

DECISION:

The unemployment insurance decision dated November 16, 2012, reference 03, is affirmed. The claimant is disqualified from receiving unemployment insurance benefits until she has been paid wages for insured work equal to ten times her weekly benefit amount, provided she is otherwise eligible.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/css